

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

U.S. Foodservice, Inc.,

Civil No. 11-2128 (RHK/TNL)

Plaintiff,

ORDER

vs.

Signature Classics, Inc., d/b/a
Classic Market Café, and Jeffrey Sampson,
individually,

Defendants.

Based upon the Plaintiff's Notice of Voluntary Dismissal Without Prejudice (Doc. No. 4), **IT IS ORDERED** that Plaintiff's claims against Defendants are hereby **DISMISSED WITHOUT PREJUDICE** in their entirety. Each party shall bear their own costs and attorneys' fees.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Dated: September 23, 2011

s/Richard H. Kyle

RICHARD H. KYLE

United States District Judge